

TIPPECANOE COUNTY COUNCIL
REGULAR MEETING
JUNE 13, 2006

The Tippecanoe County Council Meeting began at 2:00 P.M. Tuesday, June 13, 2006 in the Tippecanoe Room in the County Office Building. Council members present were: President David S. Byers, Vice President Jeffrey A. Kemper, Ronald L. Fruitt, Betty J. Michael, Thomas P. Murtaugh, Kevin L. Underwood, and Kathy Vernon. Others present were: Auditor Robert A. Plantenga, Attorney David W. Luhman, and Secretary Pauline E. Rohr.

President Byers called the meeting to order and led the Pledge of Allegiance.

REXAM PRECISE: Compliance with Statement of Benefits (CF-1) on Real Estate Improvements and Personal Property (Refer to 5/9/06 Minutes): Tammy Metzinger, West Lafayette Operations Manager, and Clark Kelsey, West Lafayette Plant Manager

When the Council considered the CF-1 on May 9, 2006, no one from Rexam Precise was present. After examining the numbers, the Council determined that Rexam Precise was not in substantial compliance with the Statement of Benefits and scheduled a hearing for today. The following numbers were submitted on the CF-1:

<u>Employees and Salaries</u>	<u>Estimated on SB-1</u>	<u>Actual</u>
Current number of employees	68	36
Salaries	1,822,080	1,376,187
Number of employees retained	68	36
Salaries	1,822,080	1,376,187
Number of additional employees	16	
Salaries	354,560	

After apologizing for missing last month's meeting, Ms Metzinger explained that Precise was purchased by Rexam in December 2005 and is now a part of Rexam Pharma, a pharmaceutical business. As a result of the purchase by Rexam, three (3) old molding facilities and one (1) mold making facility will be closed which will mean more business for the West Lafayette facility. In anticipation, they purchased three (3) new presses in addition to two (2) presses acquired from other facilities. Because they gained three (3) new customers and are receiving additional work from two (2) of their current main customers, Ms Metzinger speculated their sales will increase an estimated \$1 million. Although they will use temporary employees until the order routine is established with their new customers, she said they plan to hire from one (1) to four (4) new employees or as many as eight (8). The 2005 payroll was approximately \$1.5 million for 37 employees and approximately \$175,000 was paid to ADECCO for 13 temporary employees.

Councilmember Michael expressed her concern that they are down to 37 employees. Ms Metzinger responded that their plan to build another facility on their premises did not materialize, but she pointed out that they maintained their work force of 36.

Attorney Luhman summarized that, on May 9th, the Council found that Rexam Precise was not in substantial compliance and scheduled today's hearing. He said the Council must decide if Rexam Precise made a reasonable effort to substantially comply with the SB-1 or if they failed to substantially comply because there were circumstances beyond their control.

Councilmember Vernon pointed out that Precise was purchased in 2005, they evaluated their need for 13 temporary employees, and have purchased new equipment. Councilmember Kemper agreed that some things were out of their control, but said they hired temporary employees and have increased their sales and customers.

- Councilmember Kemper moved to find Rexam Precise is in substantial compliance with the SB-1, seconded by Councilmember Vernon.

President Byers said he will vote in favor today but he'd like to see higher employee numbers next year. If the employee numbers are not above 36 next year, he said he will not support it.

- The motion carried with 1 no vote by Councilmember Michael.

RESOLUTION 2006-17-CL: Regarding Rexam Precise Deductions for Assessed Value of New Manufacturing Equipment and Rehabilitation and Improvement of Real Estate

Resolution 2006-17-CL will appear in its entirety in the Ordinance and Resolution Book in the County Auditor's Office.

Attorney Luhman explained that this formal resolution finds Rexam Precise has made reasonable effort to substantially comply with the SB-1, that any failure to substantially comply was caused by factors beyond their control, and that the abatement shall not be terminated.

- Councilmember Fruitt moved to approve Resolution 2006-17-CL, seconded by Councilmember Kemper; motion carried with 1 no vote by Councilmember Michael.

ATLAS EXCAVATING, INC.: Compliance with Statement of Benefits (SB-1) on Real Estate Improvements: Tina Dillon, Secretary/Treasurer

<u>Employees and Salaries</u>	<u>Estimated on SB-1</u>	<u>Actual</u>
Current number of employees	163	137
Salaries	\$15-\$35/hr	\$15-\$47/hr
Number of employees retained	163	137
Salaries	\$15-\$35/hr	\$15-\$47/hr
Number of additional employees	22	(26)
Salaries	\$15-\$35/hr	\$15-\$47/hr

Mrs. Dillon reported their quarterly employment numbers for 2005 were 149, 200, 171, and 155 for an overall average of 168.7. She noted their average salary has increased from \$26.60/hr in 1988 to \$36.91 in 2006. She explained that their 1st quarter numbers are always lower due to the seasonal nature of their work which explains why they only had 137 employees for the 1st quarter of 2006.

- Councilmember Murtaugh moved to find Atlas Excavating, Inc. is in substantial compliance with the SB-1, seconded by Councilmember Underwood; motion carried.

VOESTALPINE ELMSTEEL, INC.: Compliance with Statement of Benefits (SB-1) for Real Estate Improvements and Personal Property: Andrew Ball, President

The following numbers were submitted on the CF-1:

<u>Employees and Salaries</u>	<u>Estimated on SB-1</u>	<u>Actual</u>
Current number of employees		93
Salaries		3,545,000
Number of employees retained		68
Salaries		2,100,000
Number of additional employees	23	25
Salaries	640,160	1,445,000

Mr. Ball reported that voestalpine, an Austrian company with a large presence in the United States, purchased Elmsteel, their only automotive industry in the U.S., in 2002. Since Elmsteel opened in 2000, the size of the building has tripled and the number of employees has risen to 93 with some open positions. This year the benefits are included in the reported salaries which makes the total substantially higher than in previous years. Mr. Ball

reported an approximate growth of 15% last year and expects a 10% to 15% growth this year. He said they continue to invest in new equipment and refurbish older equipment. Since 2000, they have invested a minimum of \$1 million in capital equipment annually.

- Councilmember Michael moved to find voestalpine Elmsteel, Inc. is in substantial compliance with the SB-1, seconded by Councilmember Kemper.

Councilmember Fruitt asked for the average per hour wage. Mr. Ball responded that Operators earn approximately \$15.50 - \$16.00 per hour base wage excluding benefits and maintenance and other positions are substantially higher.

- The motion carried.

AUDITOR'S FINANCIAL REPORT: Robert Plantenga

Auditor Plantenga reported the 2006 uncommitted County General Funds through May 31, 2006 are \$345,367.13 for non-court related expenditures and \$473,500 for court related expenditures for a total uncommitted of \$818,867.13. (Note: By consensus on April 11th, the Council set aside \$500,000 in the General Fund as a reserve for court related expenses due to upcoming high profile cases in 2006.)

In the County General Revenue Report, Auditor Plantenga pointed out the receipt of \$7,721.40 in line 32-58 which is the first 50% reimbursement for incurred expenses for the capital murder case. Fund 301 in the Fund Report shows the receipt of \$2,442,692.10, the first of two annual EDIT distributions.

Auditor Plantenga reported the receipt of approximately \$1/3 million for Public Defender reimbursement to the General and Cum Cap Funds.

TREASURER'S INTEREST REPORT: Chief Deputy Shannon Withers

Mrs. Withers distributed the Interest Report showing the average interest rate for April 2006 was 4.67%.

APPROVAL OF MINUTES

- Councilmember Fruitt moved to approve the minutes of the May 1, 2006 Joint Meeting with the Commissioners and Financial Consultant, seconded by Councilmember Underwood; motion carried.
- Councilmember Kemper moved to approve the minutes of the May 9, 2006 Regular Meeting as distributed, seconded by Councilmember Michael; motion carried.

CIRCUIT COURT: Judge Don Daniel

Additional Appropriation: \$12,752

12,752 Pauper Attorney

Judge Daniel reported they have a balance of \$30 in this line item but, with bills as of today totaling \$25,000, he said he will present another request next month. Following a suggestion by Councilmembers Murtaugh and Kemper, he distributed an amended budget for 2006 in which he estimates he will need an additional \$48,040 for the remainder of the year. Judge Daniel explained he needs to hire outside Pauper Attorneys to prevent overloading the Public Defender's Office since two (2) Public Defenders are required to work on the capital murder case that will be tried this Fall.

Councilmember Kemper moved to approve an appropriation of \$12,752 for Pauper Attorney, seconded by Councilmember Murtaugh; motion carried.

SUPERIOR COURT III: Fiscal Officer Kathy Timberlake

Court Improvement Project 2 Grant Fund 634

Appropriation of Budget: \$30,000

30,000 Contracts/Consultant

Ms Timberlake said this is a disbursement for the continuation of the grant awarded by the Indiana Supreme Court.

- Councilmember Fruitt moved to approve the appropriation of \$30,000 in Fund 634, seconded by Councilmember Underwood; motion carried.

Family Court Project “B” Grant Fund 627

Appropriation of Budget: \$10,000

10,000 Contracts/Consultant

Ms Timberlake said this is a disbursement for the continuation of the Family Court Project Grant.

- Councilmember Underwood moved to approve the appropriation of \$10,000 in Fund 627, seconded by Councilmember Michael; motion carried.

Adolescent Substance Abuse 2 Grant Fund 630

Appropriation of Budget: \$92,710

82,000 Contractual Services

10,710 Travel & Training

Ms Timberlake requested the appropriation of Byrne Grant funds for the Juvenile Drug Treatment Court.

- Councilmember Kemper moved to approve the appropriation of \$92,710 in Fund 630, seconded by Councilmember Underwood; motion carried.

DRAINAGE BOARD: Surveyor Steve Murray

Additional Appropriation: \$2,000

2,000 Legal Services

Mr. Murray requested an additional appropriation of \$2,000 for Legal Services for the Drainage Board due to increased drainage hearings and projects requiring legal review.

- Councilmember Fruitt moved to approve an appropriation of \$2,000 in General Fund 001, seconded by Councilmember Vernon; motion carried.

CASA: Fund 501

Additional Appropriation: \$801

500 Software/Services

301 Supplies/Education

Since no CASA representative was present, Auditor Plantenga explained this request will appropriate donation monies.

- Councilmember Kemper moved to approve the appropriation of \$801 in Fund 501, seconded by Councilmember Michael; motion carried.

SUPERIOR COURT VI: Race & Gender Grant Fund 548: Bailiff Lori Coddington

Appropriation of Budget: \$9,500

9,500 Court Expenses/Translator

Ms Coddington requested appropriation of this grant that is used to pay court translator expenses.

- Councilmember Michael moved to approve the appropriation of \$9,500 in Fund 548, seconded by Councilmember Fruitt; motion carried.

PROSECUTOR: IV-D Incentive Fund 256: Prosecutor Jerry Bean

Additional Appropriation: \$16,500

16,500 Capital Outlay/Office Equipment

Mr. Bean explained they purchased a new copier using IV-D Funds that are 2/3rds reimbursable and Incentive money for the remaining 1/3rd. He said this is a multi-function copier that can also fax, scan, e-mail, and print and has the capability for twelve (12) operators to copy to it.

- Councilmember Michael moved to approve the appropriation of \$16,500 in Fund 256, seconded by Councilmember Underwood.

Councilmember Vernon asked if there were other departments that needed a copier to enable a quantity price. Mr. Bean said they checked with the Commissioners' Office but there was no copier available for their use so they purchased this one.

Auditor Plantenga suggested changing the line item from Miscellaneous to Capital Outlay/Office Equipment, 256-5910-414-62-45, which is more appropriate since this is a capital purchase.

- The motion carried.

WIC Fund 880: Coordinator Colleen Batt

Additional Appropriation: \$214,607

40,534 Part-time-Other

3,101 Social Security

1,930 Capital Equipment

111,991 Supplies

57,051 Miscellaneous

Salary Statement

Position

Rate

Salary

Full Time

Coordinator

4,399

39,590

Dietitian

3,062

27,563

Nutritionist

3,003

27,031

Clerk Supervisor

2,487

22,383

Clerk/Peer Counselor

2,023

18,208

Clerk

1,916

17,243

Part-time

Nutritionist

14.14/hr

RD

18.12/hr

Peer Counselor

14.15/hr

Clerk

11.14/hr

Mrs. Batt said she has enough in her budget for Social Security so \$3,101 was withdrawn from the request. She said the receipt of additional funding for their grant enabled her to revise their budget.

Auditor Plantenga noted corrections to line item numbers. Capital Equipment should be corrected to 880-9210-454-62-90 and Other should be corrected to Miscellaneous 880-9210-453-30-90. He noted that Councilmember Kemper has previously expressed displeasure when Miscellaneous is used as a line item description.

Councilmember Kemper concurred that he is uncomfortable with an amount of \$57,051 listed as "Other".. He said he is not trying to micromanage, but thinks specific items included in "Other" could be listed in the Explanation section on the form. Mrs. Batt responded by reading the specific items and their amounts for the total grant award.

- Councilmember Kemper moved to approve the appropriation of \$211,506 in Fund 880, seconded by Councilmember Vernon; motion carried.

Mrs. Batt requested approval of the Salary Statement that will give the WIC employees the 2% increase for 2006 that all other County employees received January 1st.

- Councilmember Kemper moved to approve the Salary Statement, seconded by Councilmember Underwood; motion carried.

AREA PLAN: Executive Director Sallie Fahey

<u>Salary Statement</u>	<u>Position</u>	<u>Rate</u>	<u>Salary</u>
Part-time	Planner I	18/hr	

Mrs. Fahey explained she would like to hire Krista Trout-Edwards at the part-time hourly rate of \$18 so she can remotely complete two (2) projects she is currently working on when she moves to Michigan. Mrs. Trout-Edwards has agreed to work a maximum 20 hours per week for 9 weeks for a maximum salary of \$3,240 to complete the Hazard Mitigation Plan and the amendment to the Zoning Ordinance related to Flood Plain issues. She will communicate her work with the staff electronically and make two (2) in person presentations to the Area Plan Commission at her own expense.

- Councilmember Murtaugh moved to approve the Salary Statement for the Part-time Planner I at \$18 per hour, seconded by Councilmember Vernon.

Councilmember Vernon thanked Mrs. Fahey for being creative and Christa for being willing to complete the work remotely for consistency.

- The motion carried.

FYI: Commissioner KD Benson

- A budget seminar will be conducted by Larry DeBoer on Friday, June 16th from 1-3:30 P.M. at the Extension Office.
- Cary Home's car wash will be held on Saturday, June 17th. Tickets are available for \$5 each with the proceeds going to Friends of Cary Home.
- The Taste of Tippecanoe will also be held Saturday, June 17th.
- The first Pandemic Flu Town Hall Meeting was held with the Tippecanoe County and State of Indiana Health Departments, the Sheriff, the Red Cross, Purdue, and hospital representatives.
- The County is forming a team for Relay for Life.

JULY MEETINGS

The County Council will hold a Joint Meeting with the Commissioners and Financial Consultant at Noon, Tuesday, July 11, 2006. The Regular County Council Meeting will follow at 2:00 P.M. Both meetings will be held in the Tippecanoe Room in the County Office Building.

ADJOURNED

There being no further business, the meeting adjourned.

TIPPECANOE COUNTY COUNCIL

David S. Byers, President

Betty J. Michael

Jeffrey A. Kemper, Vice President

Thomas P. Murtaugh

Ronald L. Fruitt

Kevin L. Underwood

Attest: _____
Robert A. Plantenga, Auditor

Kathy Vernon